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Environmental and Natural Resources Div.  
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303/844-1348  
*Attorneys for the United States of America*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	IN EQUITY NO. C-125-ECR
WALKER RIVER PAIUTE TRIBE,	)	Subproceeding: C-125-B
	)	
Plaintiff-Intervenor,	)	
	)	
vs.	)	<b>FIFTEENTH REPORT OF THE</b>
	)	<b>UNITED STATES OF AMERICA</b>
WALKER RIVER IRRIGATION DISTRICT,	)	<b>CONCERNING STATUS OF</b>
a corporation, et al.,	)	<b>SERVICE ON CERTAIN PERSONS</b>
	)	<b>AND ENTITIES</b>
Defendants.	)	
_____	)	

The United States of America (“United States”), on behalf of itself and the Walker River Paiute Tribe (“Tribe”), submits the following information related to its service efforts on persons and entities subject to service under the *Case Management Order* (Apr. 18, 2000) (“CMO”). As set forth in this pleading, the United States asks the Court to approve certain service efforts, to amend the caption related to this phase of service, and to make corrections and additions. The instant filing focuses on a portion of those persons and entities subject to service under Paragraph 3 of the CMO.

This is the fifteenth such filing that the United States has made in this action. The United States and the Tribe ask the parties to direct any comments or corrections regarding this report to the United States so that any corrections might be made promptly. By separate pleading filed to

accompany this Service Report, the United States proposes a schedule and related procedures to address the review and approval of this Service Report. *Proposed Procedure to Address the Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* (Mar. 5, 2010).

As with the previous Service Reports, this pleading includes a set of exhibits. The entire pleading has been served on all persons and entities receiving E-service in this case through the Court's CMECF system. Otherwise, we will serve the exhibits to this filing in the same manner in which we handled the previous filings: persons and entities addressed in this filing who are not registered for E-service receive a copy of the Service Report and the exhibits that concern their service status. In addition, upon request, we will provide them with copies of any additional exhibits they wish to obtain.

We have organized the instant pleading into four sections: 1. basic service responses; 2. substitutions as successor in interest (*see* F.R.C.P. 25); 3. dismissals; and 4. changes of address. Exhibits are numbered to correlate to the overall numerical organization (*i.e.*, Exhibit 1 relates to the discussion of Defendant #1). Although prior Service Reports identified dismissals and successors in interests, this Service Report attempts to separate them because there are generally more of them here than in prior Service reports. For each Defendant addressed, we have attempted to identify all service categories in the CMO relevant to that Defendant, but we are not representing these identifications as necessarily complete or that any Defendant subject to service under CMO categories not specifically identified would need to be served a second time. To the extent that corrections or additional or changed parties appear appropriate, those are

discussed in connection with the listing as originally identified in the case caption.<sup>1/</sup>

We have not yet provided the Court with a proposed amended Caption, but are prepared to do so after the Court addresses the requests stated herein.

In an effort to assist with development of the Certificate of Service for this case, we have included addresses for counsel in this pleading, and if there is no counsel, addresses for service upon the individual or entity served. To the extent that the person or entity is not identified clearly in the address indicated for service, we have included that information in brackets. We recognize that if the Court dismisses certain individuals and entities from the case, as we have requested, the Certificate of Service attached to this document will change as well. In many cases where we have requested dismissal, we have no forwarding address due to lack of this information on recorded deeds of transfer.

**Service: Defendant Responses**

**Part One:**

- 1) Aldridge, Howard; *see* Rhonda Aldridge, below.
- 2) Aldridge, Rhonda;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: Howard and Rhonda Aldridge returned Waiver of Service and Notice of Appearance forms. Additionally, they noted on the forms that they "don't understand or agree." *See* Exhibits 1 and 2.

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<sup>1/</sup> This report contains a number of entries marked "[Intentionally Left Blank]." Most of these designations represent entries for which we seek guidance from the Court and primary defendants (e.g., States of Nevada, State of California, and Walker River Irrigation District) as to whether these persons and entities should be defendants pursuant to the CMO. We determined to remove them and address them in a separate Service Report after all of the other exhibits had been organized and numbered.

- c. Counsel: None indicated.
  - d. Address for service: Howard and Rhonda Aldridge  
1 Calico Hills  
Yerington, NV 89447
  - e. Requested action(s): We request a finding that service is complete for Howard and Rhonda Aldridge.
- 3) [Intentionally left Blank]
- 4) Baker, Christina Rae;
- a. Basis for inclusion: CMO 3b
  - b. Status of service: Ms. Baker has a permit for domestic use of a surface water source. She has returned a Waiver of Service form and a Disclaimer of Interest form with no additional documentation. *See* Exhibit 4.
  - c. Counsel: None indicated.
  - d. Address for service: Christina Rae Baker  
865 Eastside Lane #10  
Coleville, CA 96107
  - e. Requested action(s): We request a finding that service is complete for Christina Rae Baker.
- 5) Barton, Sherrie;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Sherrie Barton filed a Notice of Appearance with the Court. *See* Exhibit 5.
  - c. Counsel: None indicated.
  - d. Address for service: Sherrie Barton  
268 Sunset Hills Drive  
Yerington, NV 89447
  - e. Requested action(s): We request a finding that service is complete for Sherrie Barton.

- 6) Berinati, Donald J.;
- a. Basis for inclusion: CMO 3b
  - b. Status of service: Donald J. Berinati returned a Notice of Appearance form. *See* Exhibit 6.
  - c. Counsel: None indicated.
  - d. Address for service: Donald J. Berinati  
4210 Del Curto Drive  
Reno, NV 89523
  - e. Requested action(s): We request a finding that service is complete for Donald J. Berinati.
- 7) Curry, Robert R.;
- a. Basis for inclusion: CMO 3b
  - b. Status of service: Robert R. Curry returned a Waiver of Service form. *See* Exhibit 7.
  - c. Counsel: None indicated.
  - d. Address for service: Robert R. Curry  
600 Twin Lane  
Soquel, CA 95073
  - e. Requested action(s): We request a finding that service is complete for Robert R. Curry.
- 8) Daniel E. & Cherryl A. Del Porto Family Trust;
- a. Basis for inclusion: CMO 3a and 3c
  - b. Status of service: Daniel E. & Cherryl A. Del Porto, trustees for the current owner, filed a Notice of Appearance form for the trust. Service by mail was made to Daniel E. Del Porto, Cherryl A. Del Porto and Julia A. Del Porto. *See* Exhibit 8.
  - c. Counsel: None indicated.
  - d. Address for service: Daniel E. & Cherryl A. Del Porto Family Trust  
Daniel E. & Cherryl A. Del Porto, Trustees

155 N Hwy 95A  
Yerington, NV 89447

- e. Requested action(s): We request a finding that service is complete for the Daniel E. & Cherryl A. Del Porto Family Trust. We also request dismissal of Daniel E. Del Porto, Cherryl A. Del Porto and Julie A. Del Porto as individuals and that the Daniel E. & Cherryl A. Del Porto Family Trust be substituted into the caption.
- 9) Eitel-Marti, Loretta Beth; *see* Steve Marti, below.
- 10) Brett A. Emery 1999 Revocable Trust dtd 12/27/1999;
- a. Basis for inclusion: CMO 3a and 3b
- b. Status of service: Brett A. Emery, Trustee returned Waiver of Service and Notice of Appearance forms. *See* Exhibit 10.
- c. Counsel: None indicated.
- d. Address for service:  
Brett A. Emery 1999 Revocable Trust dtd  
12/27/1999  
Brett A. Emery, Trustee  
PO Box 758  
Bridgeport, CA 93517
- e. Requested action(s): We request a finding that service is complete for the Brett A. Emery 1999 Revocable Trust dtd 12/27/1999.
- 11) [Intentionally left Blank]
- 12) Fulstone, Estate of Ed;
- a. Basis for inclusion: CMO 3c
- b. Status of service: After personal service to the Estate of Ed Fulstone on December 11, 2008, Kathi Fulstone filed a Notice of Appearance Form. *See* Exhibit 12.
- c. Counsel: None indicated.
- d. Address for service:  
Estate of Ed Fulstone  
c/o Kathi Fulstone  
4409 Touraine Park Lane  
Modesto, CA 95356

- e. Requested action(s): We request a finding that service is complete as to the Estate of Ed Fulstone.
- 13) [Intentionally left Blank]
- 14) [Intentionally left Blank]
- 15) Goldsworthy, James; *see* Myron Goldsworthy, below.
- 16) Goldsworthy, Myron J.;
- a. Basis for inclusion: CMO 3b
- b. Status of service: Myron Goldsworthy returned a signed Waiver of Service form for himself and for James H. Goldsworthy. *See* Exhibits 15 and 16.
- c. Counsel: None indicated.
- d. Address for service: Myron J. Goldsworthy  
James Goldsworthy  
PO Box 929  
Lovelock, NV 89419
- e. Requested action(s): We request a finding that service is complete for James H. Goldsworthy and Myron J. Goldsworthy.
- 17) Great Escape Properties;
- a. Basis for inclusion: CMO3b
- b. Status of service: William Morrison, managing partner of Great Escape Properties returned a Waiver of Service form. *See* Exhibit 17.
- c. Counsel: None indicated.
- d. Address for service: Great Escape Properties  
787 Panther Dr.  
Reno, NV 89506
- e. Requested action(s): We request a finding that service is complete for Great Escape Properties.
- 18) The Mary A. Hartman Family Trust;

- a. Basis for inclusion: CMO 3a and 3c
  - b. Status of service: Service by mail was made to Mary A. and Charles J. Hartman. Mary A. Hartman returned a Waiver of Service form and a letter stating she should have signed it as trustee. The trust is now the current owner. *See* Exhibit 18.
  - c. Counsel: None indicated.
  - d. Address for service: The Mary A. Hartman Family Trust  
Mary A. Hartman, Trustee  
103 Jugs Circle  
Yerington, NV 89447
  - e. Requested action(s): We request a finding that service is complete for the Mary A. Hartman Family Trust and request that Mary A. and Charles J. Hartman be dismissed as individuals and the Mary A. Hartman Family Trust be substituted into the caption.
- 19) Hoferer, Arlene M.; *see* Robert L. Hoferer Sr., below.
- 20) Hoferer, Sr., Robert L.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Arlene M. and Robert L. Hoferer Sr. returned Notice of Appearance forms. *See* Exhibits 19 and 20.
  - c. Counsel: Michael F. Mackedon, Esq.  
179 South LaVerne Street  
PO Box 1203  
Fallon, NV 89407
  - d. Address for service: Arlene M. and Robert L. Hoferer, Sr.  
PO Box 2084  
Hawthorne, NV 89415
  - e. Requested action(s): We request a finding that service is complete for Arlene M. and Robert L. Hoferer Sr.
- 21) Johnson, Donald M.;
- a. Basis for inclusion: CMO 3a and 3b
  - b. Status of service: Donald M. Johnson returned a Waiver of Service form. *See* Exhibit 21.



c. Counsel: None indicated.

d. Address for service: Donald M. Johnson  
PO Box 758  
Bridgeport, CA 93517

e. Requested action(s): We request a finding that service is complete for Donald M. Johnson.

22) Lewis, Arena F.;

a. Basis for inclusion: CMO 3c

b. Status of service: A Notice of Appearance form was filed after personal service to Arena F. Lewis on February 25, 2009, who signed as Trustee of the Arena F. Lewis Trust. The Lyon County Assessor Database shows that the property APN 004-301-13 is owned by Arena F. Lewis and not a trust. *See* Exhibit 22.

c. Counsel: None indicated.

d. Address for service: Arena F. Lewis  
PO Box 642  
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete for Arena F. Lewis.

23) [Intentionally left Blank]

24) Marti, Steve;

a. Basis for inclusion: CMO 3c

b. Status of service: Steve Marti and Loretta Beth Eitel-Marti returned Waiver of Service forms after personal service on January 9, 2009. *See* Exhibits 9 and 24.

c. Counsel: None indicated.

d. Address for service: Loretta Beth Eitel-Marti and Steve Marti  
P.O. Box 1738  
Gardnerville, NV 89410

e. Requested action(s): We request a finding that service is complete for Steve

Marti and Loretta Beth Eitel-Marti.

25) New Hall-Daniels Ditch, Inc.;

- a. Basis for inclusion: CMO 3a
- b. Status of service: Darrell E. Purcell returned a Notice of Appearance form for New Hall-Daniels Ditch, Inc. *See* Exhibit 25.
- c. Counsel: None indicated.
- d. Address for service: New Hall-Daniels Ditch, Inc.  
42 MacKenzie Lane  
Yerington, NV 89447
- e. Requested action(s): We request a finding that service is complete for New Hall-Daniels Ditch, Inc.

26) Newman, Albert W.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Albert W. Newman filed a Disclaimer of Interest form. According to Lyon County records, Mr. Newman owns a property in the basin with a domestic well. *See* Exhibit 26.
- c. Counsel: None indicated.
- d. Address for service: Albert W. Newman  
109 Commercial Ave.  
Yerington, NV 89447
- e. Requested action(s): We request a finding that service is complete as to Albert W. Newman.

27) Northern Nevada Urgent Care LP;

- a. Basis for inclusion: CMO 3d
- b. Status of service: Leonard Hammer, RA filed a Notice of Appearance form. *See* Exhibit 27.
- c. Counsel: None indicated.

d. Address for service: Northern Nevada Urgent Care LP  
Leonard Hamer, RA  
212 W. Ann Street  
Carson City, NV 89703

e. Requested action(s): We request a finding that service is complete for Northern Nevada Urgent Care LP.

28) William H. Pennebaker 2007 Trust Agreement;

a. Basis for inclusion: CMO 3c

b. Status of service: Emmet W. Pennebaker, Trustee returned a Waiver of Service form. *See* Exhibit 28.

c. Counsel: None indicated.

d. Address for service: William H. Pennebaker 2007 Trust Agreement  
Emmet W. Pennebaker, Trustee  
4955 Freshwater Road  
Williams, CA 95987

e. Requested action(s): We request a finding that service is complete for the William H. Pennebaker 2007 Trust Agreement.

29) Brenda Ann Rogers Trust;

a. Basis for inclusion: CMO 3c

b. Status of service: Brenda Ann Rogers filed a Notice of Appearance form after the Brenda Ann Rogers Trust was personally served on February 25, 2009. *See* Exhibit 29.

c. Counsel: None indicated.

d. Address for service: Brenda Ann Rogers Trust  
Brenda Ann Rogers, Trustee  
18 Yermo Lane  
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete for the Brenda Ann Rogers Trust.

30) Smith, Jennifer A.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Jennifer A. Smith returned a Notice of Appearance form. *See* Exhibit 30.
- c. Counsel: None indicated.
- d. Address for service: Jennifer A. Smith  
746 Buchanan Street  
Benicia, CA 94510
- e. Requested action(s): We request a finding that service is complete for Jennifer A. Smith.

31) [Intentionally left Blank]

32) Swauger Ranch, Inc;

- a. Basis for inclusion: CMO 3b
- b. Status of service: Tom Summers, RA of Swauger Ranch, Inc., returned Waiver of Service and Notice of Appearance forms. On the Notice of Appearance form is a note that the "Court lacks jurisdiction over Slinkard Creek because it is not a tributary of the Walker River, and it is not an inter-state stream." Application A015104 states that Slinkard Creek is in the West Walker River Watershed. *See* Exhibit 32.
- c. Counsel: None indicated.
- d. Address for service: Swauger Ranch, Inc  
Tom Summers, RA  
116116 Hwy 395  
Topaz, Ca 96133
- e. Requested action(s): We request a finding that service is complete for Swauger Ranch, Inc.

33) [Intentionally left Blank]

34) Twin Lakes Enterprises, Inc.;

- a. Basis for inclusion: CMO 3b and 3h
- b. Status of service: Paul J. Anderson, Esq. sent a Waiver of Service form and filed a Notice of Appearance form for Twin Lakes Enterprises. *See* Exhibit 34.

- c. Counsel: Paul J. Anderson, Esq.  
Maupin, Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519
  - d. Address for service: Twin Lakes Enterprises, Inc.  
PO Box 455  
Bridgeport, CA 93517
  - e. Requested action(s): We request a finding that service is complete for Twin Lakes Enterprises, Inc.
- 35) Ramon V. and Myrna E. Valdez 2003 Revocable Trust uta Dated April 8, 2003;
- a. Basis for inclusion: CMO 3b
  - b. Status of service: Myrna E and Ramon V. Valdez returned Waiver of Service and Notice of Appearance forms as trustees of the Ramon V. and Myrna E. Valdez 2003 Revocable Trust uta Dated April 8, 2003. *See* Exhibit 35.
  - c. Counsel: None indicated.
  - d. Address for service: Ramon V. and Myrna E. Valdez 2003 Revocable Trust uta Dated April 8, 2003  
Ramon V. and Myrna E. Valdez, Trustees  
HC 83 Box 2052  
Bridgeport, CA 93517
  - e. Requested action(s): We request a finding that service is complete for the Ramon V. and Myrna E. Valdez 2003 Revocable Trust uta Dated April 8, 2003.
- 36) Valladares, Ana Margarita; *see* Carlos Valladares, below.
- 37) Valladares, Carlos;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Ana Margarita and Carlos Valladares returned Waiver of Service forms. *See* Exhibits 36 and 37.
  - c. Counsel: None indicated.
  - d. Address for service: Ana Margarita and Carlos Valladares  
251 3rd Ave

Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete for Ana Margarita and Carlos Valladares and that the caption be amended to read Ana Margarita Valladares instead of Margarita Valladares.

38) Virginia Lakes Mutual Water Company;

a. Basis for inclusion: CMO 3b

b. Status of service: Don Meier, Vice President of Virginia Lakes Mutual Water Company returned a Notice of Appearance form. *See* Exhibit 38.

c. Counsel: None indicated.

d. Address for service: Virginia Lakes Mutual Water Company  
4495 Gibraltar Drive  
Reno, NV 89509

e. Requested action(s): We request a finding that Service is complete for Virginia Lakes Mutual Water Company.

39) [Intentionally left Blank]

40) Walsh, Janine;

a. Basis for inclusion: CMO 3a

b. Status of service: Janine Walsh returned a Waiver of Service form. *See* Exhibit 40.

c. Counsel: None indicated.

d. Address for service: Janine Walsh  
1521 West High Pointe Court  
Minden, NV 89423

e. Requested action(s): We request a finding that service is complete for Janine Walsh.

41) [Intentionally left Blank]

42) [Intentionally left Blank]

**Part Two: Substitutions and Successors In Interest**

43) Anderson, Adam E.;

a. Basis for inclusion: CMO 3a

b. Status of service: Donna R. Schuster Family Trust filed a Notice of Change of Ownership of Water Right form showing transfer to Adam E. Anderson in March 2008. The Donna R. Schuster Family Trust was personally served on May 20, 2005. *See* Proof Report 1, Docket #717; *Minutes of the Court* dated September 28, 2009 deeming service of Docket #717 complete; Exhibit 43.

c. Counsel: None indicated.

d. Address for service: Adam E. Anderson  
4914 Idlewild Drive  
Reno, NV 89509

e. Requested action(s): We request dismissal of the Donna R. Schuster Family Trust and substitution of Adam E. Anderson into this proceeding as successor in interest.

44) The Norman W. and Kelli J. Annett Family Trust;

a. Basis for inclusion: CMO 3b

b. Status of service: Norman W. Annett was originally served by mail in November 2008 and subsequently filed a Notice of Change of Ownership of Water Right notifying the Court that the water right was transferred to the Norman W. and Kelli J. Annett Family Trust. The Norman W. and Kelli J. Annett Family Trust was served by mail on October 26, 2009, and a Notice of Appearance was filed on its behalf on November 6, 2009. *See* Exhibit 44.

c. Counsel: Paul Anderson, Esq.  
Maupin, Cox and LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519

d. Address for service: The Norman W. and Kelli J. Annett Family Trust  
c/o Paul Anderson, Esq.  
Maupin, Cox and LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519

e. Requested action(s): We request the dismissal of Norman W. Annett as an

individual and the substitution of the Norman W. and Kelli J. Annett Family Trust into this action and a finding that service is complete to the Norman W. and Kelli J. Annett Family Trust.

45) Antler Peak Gold Inc.;

a. Basis for inclusion: CMO 3d

b. Status of service: Metallic Ventures (U.S.), Inc. was deemed served pursuant to the **FOURTEENTH REPORT OF THE UNITED STATES OF AMERICA CONCERNING STATUS OF SERVICE ON CERTAIN PERSONS AND ENTITIES**. Acting through the same attorney, Metallic Ventures (U.S.), Inc. submitted a Notice of Change of Water Right and Antler Peak Gold Inc. submitted a Notice of Appearance. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-97) for the status of Metallic Ventures. *See* Exhibit 45.

c. Counsel: Richard W. Harris, Esq.  
6121 Lakeside Drive, Ste. 260  
Reno, NV 89511

d. Address for service: Antler Peak Gold Inc.  
6121 Lakeside Drive, Ste. 260  
Reno, NV 89511

e. Requested action(s): We request that the Court dismiss Metallic Ventures (US), Inc and substitute Antler Peak Gold Inc. as successor in interest.

46) ARCO Environmental Remediation, LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: William Duffy Esq. submitted a letter dated August 15, 2007, outlining water rights for Atlantic Richfield Company, Anaconda Minerals Company and Applied Hydrology Associates, Inc. The Court has previously determined that Anaconda Minerals Company and Atlantic Richfield Company were served and dismissed Applied Hydrology Associates Inc. *See* First Service Report; First Service Order (Att. A-7, B-4, 5). As explained in Mr. Duffy's letter, Anaconda Minerals Company no longer exists as a corporate entity and the proper counterdefendants in this litigation are Atlantic Richfield Company, which is already a counterdefendant, and ARCO Environmental Remediation, LLC. *See* Exhibit 46.

c. Counsel: William J. Duffy  
Davis Graham & Stubbs LLC  
1550 Seventeenth Street, Suite 500



Denver, CO 80202

d. Address for service: ARCO Environmental Remediation, LLC  
c/o William J. Duffy  
Davis Graham & Stubbs LLC  
1550 Seventeenth Street, Suite 500  
Denver, CO 80202

e. Requested action(s): We request that Anaconda Minerals Company be dismissed and ARCO Environmental Remediation, LLC be substituted as successor in interest.

47) Betty Reed Bear Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that the Betty Reed Bear Trust acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 47.

c. Counsel: None indicated.

d. Address for service: Betty Reed Bear Trust  
Betty Reed Bear, Trustee  
500 Commercial Street  
Elko, NV 89801

e. Requested action(s): We request that the Betty Reed Bear Trust be added as a defendant in this action as successor in interest to some but not all of the water rights held by Carpenter Nevada LLC.

48) J.R. Benton, LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: A Report of Conveyance has been submitted by the State of Nevada Division of Water Resources showing a water right transfer from O'Sullivan Plastics Corporation to J.R. Benton, LLC., which was added as a defendant but not yet served in connection with Mainline Vinyl Sheeting Corp. O'Sullivan Plastics Corporation waived service prior to November 19, 2004, which is the date of the Second Service Report. *See* Second Service Report; Second Service Order (Att. B- 7) for status of O'Sullivan Plastics Corporation; Tenth Service Report; Tenth Service Order (Att. C-1) for status of J.R. Benton, LLC. *See* Exhibit 48.

- c. Counsel: None indicated.
  - d. Address for service: J.R. Benton Co., LLC  
PO BOX 781147  
2171 Alabama Highway 229  
Tallasse, AL 36078
  - e. Requested action(s): We request a finding that J.R. Benton be added as a defendant in this action as a successor in interest, and that O'Sullivan Plastics Corporation be dismissed.
- 49) Bradley, Michael L.; *see* Nancy Bradley, below.
- 50) Bradley, Nancy;
- a. Basis for inclusion: CMO 3a and 3c
  - b. Status of service: A Report of Conveyance form has been submitted by Glenn and Tracy Fannin, who were personally served on July 27, 2005. *See* Proof Report 1, Docket #717; *Minutes of the Court* dated September 28, 2009, deeming service of Docket #717 complete. Glenn Fannin also filed a Notice of Appearance with the Court. The new owners of the water right are Michael L. and Nancy Bradley. *See* Exhibits 49/50.
  - c. Counsel: None indicated.
  - d. Address for service: Michael L. and Nancy Bradley  
PO Box 408  
Wellington, NV 89444
  - e. Requested action(s): We request that Glenn D. and Tracy L. Fannin be dismissed and that Michael L. and Nancy Bradley be substituted as successors in interest.
- 51) Brown, Kathleen L.; *see* Robert Emmett Brown, below.
- 52) Brown, Robert Emmett;
- a. Basis for inclusion: CMO 3a
  - b. Status of service: Records provided by Walker River Irrigation District show that Robert and Kathleen Brown acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 51/52.

c. Counsel: None indicated.

d. Address for service: Kathleen L. and Robert Emmett Brown  
PO Box 680  
Gualala, CA 95445

e. Requested action(s): We request that Robert Emmett and Kathleen L. Ford Brown be added as defendants to this action as successors in interest to some but not all of the water rights held by Carpenter Nevada LLC.

53) BT Holdings, LLC;

a. Basis for inclusion: CMO 3a

b. Status of service: William L. Vorhies Jr. and Victoria E. Vorhies filed a Notice of Change of Ownership of Water Right regarding a transfer of the water right in April 2007. The Vorhies waived service prior to the Fifth Service Report, which was filed in 2005. *See* Fifth Service Report; Fifth Service Order (Att. B-143, 144); Exhibit 53.

c. Counsel: None indicated.

d. Address for service: BT Holdings, LLC  
c/o William L. Vorhies, Jr.  
724 Army Street  
Yerington, NV 89447

e. Requested action(s): We request the dismissal of William L. Vorhies Jr. and Victoria E. Vorhies and substitution of BT Holdings as successor in interest.

54) Cooper, Heather; *see* Robert Lewis Cooper, below.

55) Cooper, Jack Allen; *see* Robert Lewis Cooper, below.

56) Cooper, Robert Lewis;

a. Basis for inclusion: CMO 3a and 3c

b. Status of service: Documents provided by WRID show the interests of the John R. Hargus and Adah M. Blinn Trust were transferred to Robert Lewis Cooper, Heather Cooper and Jack Allen Cooper in May 2007. John Hargus and the Adah M. Blinn Trust were deemed served in March 2005. *See* Third Service Report; Third Service Order (Att. B-164); Exhibit 54/55/56.

c. Counsel: None indicated.

d. Address for service: Robert Lewis Cooper  
Jack Allen Cooper  
Heather Cooper  
984 Hwy 208  
Yerington, NV 89447

e. Requested action(s): We request the dismissal of the John R. Hargus and Adah M. Blinn Trust and the substitution of Robert Lewis Cooper, Heather Cooper and Jack Allen Cooper as successors in interest.

57) Cottonwood Property Acquisitions, LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: The State of Nevada Division of Water Resources submitted a Report of Conveyance of Water Right form showing transfer of some but not all water rights from Hunewill Enterprises, LLC to Carpenter Nevada, LLC to Cottonwood Property Acquisitions. Hunewill Enterprises LLC and Carpenter Nevada LLC are already parties in this action and continue to own other water rights in this action. *See* First Service Report and First Service Order (Att. B-26) regarding Hunewill Enterprises LLC; Third Service Report and Third Service Order (Att. B-61) regarding Carpenter Nevada, LLC; Exhibit 57.

c. Counsel: None indicated.

d. Address for service: Cottonwood Property Acquisition, LLC  
Jim Davenport  
3675 Lakeside Drive, Suite B  
Reno, NV 89509

e. Requested action(s): We request the addition of Cottonwood Property Acquisition as successor in interest to some but not all of the water rights owned by Hunewill Enterprises LLC and Carpenter Nevada LLC.

58) DNB Investment Group LLC;

a. Basis for inclusion: CMO 3a

b. Status of service: Ronald L. Davis and Jennifer Herndon submitted a Notice of Change of Ownership of Water Right form, and the Nevada Division of Water Resources submitted a Report of Conveyance identifying transfer of water rights to DNB Investment Group LLC in June 2008. Herndon and Davis are successors in interest to James A. and Sandra R. Mabe, who were deemed served in March 2005. James A. and Sandra R. Mabe appear in the Third Service Report and continue to own other water

rights in this action. Ronald L. Davis and Jennifer Herndon were never formally brought into this action. *See* Third Service Report; Third Service Order (Att. B-231, 232); Exhibit 58.

c. Counsel: None indicated.

d. Address for service: DNB Investment Group LLC  
535 Lodgepole Dr.  
Incline Village, NV 89451

e. Requested action(s): We request the addition of DNB Investment Group LLC to this action as a successor in interest to some, but not all water rights of James A. and Sandra R. Mabe.

59) Eberhardt, Richard L.; *see* Susan W. Eberhardt, below.

60) Eberhardt, Susan W.;

a. Basis for inclusion: CMO 3a

b. Status of service: The U.S. Board of Water Commissioners sent documents showing transfer in 2007 of water rights from Don and Gayle Zlendick to Richard L. and Susan W. Eberhardt. The Zlendicks were served personally on July 25, 2005. *See* Proof Report 3, Docket No. 1375; Exhibit 59/60.

c. Counsel: None indicated.

d. Address for service: Richard L. and Susan W. Eberhardt  
10286 Jenny Street  
Oak Hills, CA 92344

e. Requested action(s): We request the dismissal of Don R. and Gayle Zlendick and the substitution of Richard L. and Susan W. Eberhardt into this action as successors in interest.

61) Fairfield Topaz LLC;

a. Basis for inclusion: CMO 3d

b. Status of service: A Report of Conveyance has been received from the Nevada Division of Water Resources showing J.F. Bawden's transfer of water rights to Fairfield Topaz LLC in August 2008. J.F. Bawden waived service prior to December 2005, which is the date of the Seventh Service Report. *See* Seventh Service Report; Seventh Service Order (Att. B-8); Exhibit 61.

c. Counsel: None indicated.

d. Address for service: Fairfield Topaz LLC  
PO Box 1724  
Carson City, NV 89702

e. Requested action(s): We request dismissal of J.F. Bawden and substitution of Fairfield Topaz LLC into this action as a successor in interest.

62) The Ford Family Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that the Ford Family Trust acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 62.

c. Counsel: None indicated.

d. Address for service: The Ford Family Trust  
Jon E. and Vikki Anne Ford, Trustees  
PO Box 680  
Gualala, CA 95445

e. Requested action(s): We request that the Ford Family Trust be added as defendants to this action as successor in interest to some but not all of the water rights of Carpenter Nevada LLC.

63) Thomas J. and Patricia Grady Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that the Thomas J. and Patricia Grady Trust acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 63.

c. Counsel: None indicated.

d. Address for service: Thomas J. and Patricia Grady Trust

Thomas J. and Patricia Grady, Trustees  
43 Fairway Drive  
Yerington, NV 89447

e. Requested action(s): We request that the Thomas J. and Patricia Grady Trust be added as defendants to this action as a successor in interest to some but not all of the water rights of Carpenter Nevada LLC.

64) Lamb, Esther I.; *see* Michael E. Lamb, below.

65) Lamb, Michael E.;

a. Basis for inclusion: CMO 3c

b. Status of service: We received a notice of Change of Water Right form from Alvin R. Foster, successor in interest to Paul Huuha, providing notice of transfer of water rights in November 2007. Mr. Huuha waived service prior to December 2004, which is the date of the Third Service Report. *See* Third Service Report; Third Service Order (Att. B-187 (Paul Huuha)). Alvin R. Foster has not formally been made a party to this action. The new owners of the water right are Michael E. and Esther I. Lamb. *See* Exhibit 65/66.

c. Counsel: None indicated.

d. Address for service: Michael E. and Esther I. Lamb  
7 Rio Vista Drive  
Yerington, NV 89447

e. Requested action(s): We request dismissal of Paul Huuha and the addition of Michael E. and Esther I. Lamb into this action as successors in interest.

66) Lubbe Family Trust dtd 4/10/08;

a. Basis for inclusion: CMO 3a

b. Status of service: Records from WRID indicate that water rights have been transferred from Shelly M. and Gregg E. Lubbe to the Lubbe Family Trust dtd 4/10/08. The Trust was personally served on September 28, 2009, which will be included in the next Proof of Service filing. *See* Exhibit 66.

c. Counsel: None indicated.

d. Address for service: Lubbe Family Trust dtd 4/10/08  
Shelly M and Gregg E. Lubbe, Trustees  
PO Box 71294

Reno, NV 89570

e. Requested action(s): We request that Shelly M. and Gregg E. Lubbe be dismissed and the Lubbe Family Trust dtd 4/10/08 be substituted as defendant in this action.

67) Mann Ranch, LLC; *see* William A. Park, below.

68) Marshall, Donald P.;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that Donald P. Marshall acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 68.

c. Counsel: None indicated.

d. Address for service: Donald P. Marshall  
PO Box 338  
McKenna, WA 98558

e. Requested action(s): We request that Donald P. Marshall be added as defendants to this action as successor in interest to some but not all of the water rights held by Carpenter Nevada LLC.

69) Mason Valley Country Club LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: As a result of additional investigation related to general water rights transfers in the basin, we identified a transfer of certain water rights from Hunewill Enterprises, LLC to Cottonwood Property Acquisitions, LLC, then to Mason Valley Country Club LLC. *See* First Service Report at #67; First Service Order (att. B-26) for Hunewill Enterprises, LLC; above at No. 57 for Cottonwood Property Acquisitions, LLC; Exhibit 69.

c. Counsel: None indicated.

d. Address for service: Mason Valley Country Club LLC  
8910 University Center Lane, Suite 400  
San Diego, CA 92122



e. Requested action(s): We request that Mason Valley County Club be added to this action as successor in interest to some but not all of the water rights held by Hunewill Enterprises, LLC and Cottonwood Property Acquisitions, LLC.

70) McCain, Leonor; *see* Paul McCain, below.

71) McCain, Paul;

a. Basis for inclusion: CMO 3c

b. Status of service: John G. and Beverly I. Baumgartner submitted a Notice of Change of Ownership of Water Right form showing transfer to Paul and Leonor McCain in July 2007. The Baumgartners waived service and filed a notice of appearance prior to November 2006, which is the date of the Ninth Service Report. *See* Ninth Service Report; Ninth Service Order (Att. B-19, 20) for the Baumgartner's status. *See* Exhibit 70/71.

c. Counsel: None indicated.

d. Address for service: Leonor and Paul McCain  
PO Box 1773  
Freedom, CA 95019

e. Requested action(s): We request dismissal of John G. and Beverly I. Baumgartner and substitution of Paul and Leonor McCain as successors in interest.

72) Moseley, Elizabeth D.; *see* George B. Moseley, below.

73) Moseley, George B.;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that George and Elizabeth Moseley acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 72/73.

c. Counsel: None indicated.

d. Address for service: Elizabeth D. and George B. Moseley  
10 La Buena Vida  
Yerington, NV 89447

e. Requested action(s): We request that Elizabeth D. and George B. Moseley be added as defendants to this action as successors in interest to some but not all of the water rights held by Carpenter Nevada LLC.

74) Murray, John;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that John Murray acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 74.

c. Counsel: None indicated.

d. Address for service: John Murray  
12 La Buena Vida  
Yerington, NV 89447

e. Requested action(s): We request that John Murray be added as a defendant to this action as successor in interest to some but not all of the water rights held by Carpenter Nevada LLC.

75) Ronald L. and Sue E. Newton Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that the Ronald L. and Sue E. Newton Trust acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 75.

c. Counsel: None indicated.

d. Address for service: Ronald L. and Sue E. Newton Trust  
Ronald L. and Sue E. Newton, Trustees  
PO Box 148  
Yerington, NV 89447

e. Requested action(s): We request that the Ronald L. and Sue E. Newton Trust be added as a defendant to this action as successor in interest to some but not all of the water

rights held by Carpenter Nevada LLC.

76) JL Olson Family Trust dtd 4/5/2007;

a. Basis for inclusion: CMO 3c

b. Status of service: Recent research shows that Leslie MacMannus, a party to this action, transferred her rights in 2007 to the JL Olson Family Trust dtd 4/5/2007. Leslie MacMannus waived service prior to November 2006, which is date of the Ninth Service Report. *See* Ninth Service Report; Ninth Service Order (Att. B-96) for Leslie MacMannus' status. *See* Exhibit 76.

c. Counsel: None indicated.

d. Address for service: JL Olson Family Trust dtd 4/5/2007  
Jerry and Leslie Olson, Trustees  
PO Box 2714  
Gardnerville, NV 89410

e. Requested action(s): We request the dismissal of Leslie MacMannus and the substitution of the JL Olson Family Trust dtd 4/5/2007 to this action as successor in interest.

77) Park, Jon; *see* Molly Park, below.

78) Park, Molly;

a. Basis for inclusion: CMO 3c

b. Status of service: Water rights were transferred from the Clements Family Trust on November 27, 2007, to Jon and Molly Park. The Clements Family Trust was personally served on May 15, 2005. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete. *See* Exhibit 77/78.

c. Counsel: None indicated.

d. Address for service: Jon and Molly Park  
860 North Highway 395  
Gardnerville, NV 89410

e. Requested action(s): We request the dismissal of the Clements Family Trust and substitution of Jon and Molly Park as successors in interest in this proceeding.

79) Park, William A.;

a. Basis for inclusion: CMO 3a

b. Status of service: The Ben and Linda Harrison Trust udt 3/21/1996 submitted a Notice of Change of Ownership of Water Right form for one property showing transfer to the Mann Ranch, LLC in December 2008. After reviewing our files, we also noted that the Trust has transferred additional property in November 2006 that falls under the Case Management Order to William A Park. The Trust was personally served on May 2, 2005. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete. *See* Exhibits 67 and 79.

c. Counsel: None indicated.

d. Address for service: Mann Ranch, LLC  
William Park  
PO Box 82  
Smith Valley NV 89430

e. Requested action(s): We request the dismissal of the Ben and Linda Harrison Trust udt 3/21/1996 and the substitutions of Mann Ranch, LLC and William A. Park into this proceeding as successors in interest.

80) Ray, Candace L.;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that Candace L. Ray acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 80.

c. Counsel: None indicated.

d. Address for service: Candace L. Ray  
1172 Green Hill Drive  
Roseville, CA 95661

e. Requested action(s): We request that Candace L. Ray be added as defendant to this action as successor in interest to some but not all of the water rights of Carpenter Nevada LLC.

81) [Intentionally left Blank]

82) [Intentionally left Blank]

83) Harold J. Rosso Trust;

a. Basis for inclusion: CMO 3g

b. Status of service: The State of Nevada Division of Water Resources submitted a Report of Conveyance of water rights form identifying a transfer in November 2007 from Topaz Ranch Estates GID to the Harold J. Rosso Trust. Topaz Ranch Estates GID remains a defendant in this action based on other water rights. Topaz Ranch Estates GID waived service prior to May 26, 2004, which is the date of the First Service Report. *See* First Service Report; First Service Order (Att. B-53) for Topaz Ranch Estates GID status. *See* Exhibit 83.

c. Counsel: None indicated.

d. Address for service: Harold J. Rosso Trust  
830 Cavelti Road  
Gardnerville, NV 89410

e. Requested action(s): We request that the Harold J. Rosso Trust be added as a defendant as successor in interest to some but not all of the water rights held by Topaz Ranch Estates GID.

84) Malcolm S. and Evelyn M. Rountree Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Records provided by Walker River Irrigation District show that the Malcolm S. and Evelyn M. Rountree Trust acquired some, but not all, of the water rights held by Cottonwood Properties, LLC, which obtained some, but not all, of the rights held by Carpenter Nevada LLC, which is a party to this action and continues to hold water rights in this action. *See* Third Service Report; Third Service Order (Att. B-61); Exhibit 84.

c. Counsel: None indicated.

d. Address for service: Malcolm S. and Evelyn M. Rountree Trust  
Malcolm S. and Evelyn M. Rountree, Trustees  
14 La Buena Vida  
Yerington, NV 89447

e. Requested action(s): We request that the Malcolm S. and Evelyn M. Rountree Trust be added as defendant to this action as successors in interest to some but not all of

the water rights held by Carpenter Nevada LLC.

85) Shorr, Anna; *see* Robert Shorr, below.

86) Shorr, Robert;

a. Basis for inclusion: CMO 3a

b. Status of service: A U.S. Board of Water Commissioners report shows that water rights were transferred in November 2005 to Robert and Anna Shorr from Tonja Dressler, DeVere Dressler, Roxanne Dressler and Candyce Wipfli, who were personally served on May 3, 2005. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete and Proof Report 3; Exhibit 85/86.

c. Counsel: None indicated.

d. Address for service: Anna and Robert Shorr  
601 Paseo Miramar  
Pacific Palisades, CA 90272

e. Requested action(s): We request that Tonja Dressler, DeVere Dressler and Roxanne Dressler be dismissed and Robert and Anna Shorr be substituted. Candace Wipfli continues to additionally hold water rights and remains a defendant.

87) Grant B. and Gaila M. Smith 1996 Revocable Trust;

a. Basis for inclusion: CMO 3a

b. Status of service: Documents from WRID show that the water right was transferred in November 2007 from Grant B. and Gaila M. Smith to the Grant B. and Gaila M. Smith 1996 Revocable Trust. The Smiths were personally served on May 6, 2005. Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete; Exhibit 87.

c. Counsel: None indicated.

d. Address for service: Grant B. and Gaila M. Smith 1996 Revocable Trust  
Grant B. and Gaila M. Smith, Trustees  
PO Box 54  
Yerington, NV 89447

e. Requested action(s): We request that Grant B. and Gaila M. Smith be dismissed and the Grant B. and Gaila M. Smith 1996 Revocable Trust be substituted into this

proceeding as successor in interest.

88) Speedway Plaza, LLC;

- a. Basis for inclusion: CMO 3a and c
- b. Status of service: The Ernest Groso and Maxine Jo Groso Family Trust Agreement dtd 6/8/2000 submitted a Notice of Change of Ownership of Water Right form reporting transfer of property on February 29, 2008, to Speedway Plaza LLC. The Ernest Groso and Maxine Jo Groso Family Trust Agreement waived service prior to May 6, 2005, which is the date of the Fifth Service Report. See the Fifth Service Report; Fifth Service Order (Att. B-50) for the Trust's status; Exhibit 88.
- c. Counsel: None indicated.
- d. Address for service: Speedway Plaza, LLC  
170 Country Estates Circle  
Reno, NV 89511
- e. Requested action(s): We request that the Court dismiss the Ernest Groso and Maxine Jo Groso Family Trust Agreement dtd 6/8/2000 and substitute Speedway Plaza LLC as successor in interest in this action.

89) Stix, David F.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: A Report of Conveyance has been submitted showing transfer of water rights from Circle Bar "N" Ranch to David F. Stix in July 2008. Circle Bar "N" Ranch continues to hold additional rights that are subject to this proceeding. Circle Bar "N" waived service prior to November 19, 2004, which is the date of the Second Service Report. See the Second Service Report; Second Service Order (Att. B-17, 18) for the status of Circle Bar "N" Ranch; Exhibit 89.
- c. Counsel: None indicated.
- d. Address for service: David F. Stix  
4830 Farm District Road  
Fernley, NV 89408
- e. Requested action(s): We request the addition of David F. Stix to this proceeding as successor in interest some but not all of the water rights held by to Circle Bar "N" Ranch.

90) Swainston, Annette R.;

a. Basis for inclusion: CMO 3a, 3b and 3c

b. Status of service: Larry Sankovich, Trustee for the Survivor's Trust under the Swainston Family Trust Agreement dtd 9/30/1994, submitted a Notice of Change of Ownership of Water Right form reporting transfer of a 1/4 interest in water rights in March 2008 to Annette R. and Harry W. Swainston. The Trust is successor in interest to George W. Swainston, who owned the 1/4 interest and was served by mail on June 4, 2004, and personally served on May 9, 2005. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete. The Trust was not formally made party to this proceeding. Harry W. Swainston is already a party to this action based on his ownership of an additional 1/4 interest. *See* Fifth Service Report; Fifth Service Order (Att. B-104); Exhibit 90.

c. Counsel: None indicated.

d. Address for service:

Annette R. and Harry W. Swainston  
4040 Hobart Road  
Carson City, NV 89703

e. Requested action(s): We request dismissal of George W. Swainston and the substitution of Annette R. Swainston into this action as successor in interest.

91) Swofford, James Doyle;

a. Basis for inclusion: CMO 3a

b. Status of service: The Prouty Revocable Living Trust submitted a Notice of Change of Ownership of Water Right form designating James Doyle Swofford as the new owner of the Trust's rights as of January 2008. The Prouty Revocable Living Trust was served by mail on June 4, 2004 and personally served on May 5, 2005. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete; Exhibit 91.

c. Counsel: None indicated.

d. Address for service:

James Doyle Swofford  
7416 El Campo Circle  
Buena Park, CA 90620

e. Requested action(s): We request dismissal of Prouty Revocable Living Trust and



substitution of James Doyle Swofford in this proceeding as successor in interest.

92) Wabuska, LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: A Report of Conveyance submitted by Nevada Division of Water Resources shows transfer in December 2007 of a portion of a water right from J.R. Benton Co. LLC to Wabuska LLC. J.R. Benton Co. LLC continues to hold its remaining portion of the water right. J.R. Benton Co. LLC is successor in interest to O'Sullivan Plastics Corporation. O'Sullivan Plastics Corporation waived service prior to November 19, 2004, which is the date of the Second Service Report. As noted above, J.R. Benton Co., LLC, additionally acquired rights from Mainline Vinyl Sheeting Corporation who was served by mail on June 6, 2006 and dismissed in the Tenth Service Report after transfer to J.R. Benton LLC. *See* Second Service Report; Second Service Order (Att. B-7) for O'Sullivan Plastics Corporation; Tenth Service Report; Tenth Service Order (Att. C-1) for Mainline Vinyl Sheeting Corporation; above at No. 48 for J.R. Benton LLC. Status; and Exhibit 92.

c. Counsel: None indicated.

d. Address for service: Wabuska, LLC  
795 Manzanita Lane  
Reno, NV 89509

e. Requested action(s): We request that Wabuska, LLC be added as successor in interest to O'Sullivan Plastics Corporation.

93) Wellington Station, LLC;

a. Basis for inclusion: CMO 3c

b. Status of service: Continuing research has shown that Yvette Gregoris and the Compston Family 1982 Trust transferred water rights in December 2004, April 2007 and May 2007 to Wellington Station LLC. Yvette Gregoris and the Compston Family 1982 Trust continue to own portions of these rights. The Compston Family 1982 Trust waived service prior to May 26, 2004, which is the date of the First Service Report. Yvette Gregoris waived service prior to December 16, 2005, which is the date of the First Service Report. *See* First Service Report at No. 154; First Service Order (Att. Supplemental 51) for status of the Compston Family 1982 Trust; Seventh Service Report; Seventh Service Order (Att. B-52) for the Status of Yvette Gregoris; Exhibit 93.

c. Counsel: None indicated.

- d. Address for service: Wellington Station, LLC  
Michael Van Sickle  
PO Box 29  
Wellington, NV 89444
- e. Requested action(s): We request that Wellington Station be added to this proceeding as successor in interest.

**Part Three: Dismissals**

Note: Some of the requests for dismissal are discussed in the previous two sections, which are cross-referenced below.

94) Acosta, Alexis; *see* Joe Acosta, below.

95) Acosta, Joe;

- a. Basis for inclusion: CMO 3a
- b. Status of service: Continuing research has shown that all water rights had been transferred to Bruce Tilden prior to personal service of the Acostas. *See* Proof Report 3, Docket No. 1375, for Status of Bruce Tilden.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Joe and Alexis Acosta.

96) Amalgamated Minerals Int'l, Inc.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Amalgamated Minerals Int'l, Inc. returned a Waiver of Service form and a Disclaimer of Interest form and provided documents that show the current owner of the water right is Precious Metals Recovery System LLC., which was served by mail on October 28, 2008, and personally served on January 15, 2009. Precious Metals Recovery System LLC will be included in the next Proof Report. *See* Exhibit 96.
- c. Counsel: None indicated.
- d. Address for service: Amalgamated Minerals Int'l, Inc.  
4045 S. Buffalo Drive, A 101-169  
Las Vegas, NV 89147

- e. Requested action(s): We request the dismissal of Amalgamated Minerals Intl. Inc.
- 97) Anaconda Minerals Company; *see* ARCO Environmental Remediation LLC, above at No. 46.
- 98) Annett, Norman W.; *see* Norman W. and Kelli J. Annett Family Trust, above at No. 44.
- 99) Annett, Estate of Alpha;
  - a. Basis for inclusion:
  - b. Status of service: Paul J. Anderson, Esq. filed a disclaimer of Interest form with documentation showing the distribution of property including the water rights to Twin Lakes Enterprises, Inc. *See* above at No. 34 for status of Twin Lakes Enterprises Inc.; Exhibit 99.
  - c. Counsel: Paul J. Anderson, Esq.
  - d. Address for service:  
Paul J. Anderson, Esq.  
Maupin, Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519
  - e. Requested action(s): We request dismissal of the Estate of Alpha Annett.
- 100) Arellano, Cruz Maria; *see* Miguel Arellano, below.
- 101) Arellano, Miguel;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have concluded that Cruz Maria and Miguel Arellano do not meet the requirements of the Case Management Order and were served in error.
  - c. Counsel: None indicated.
  - d. Address for service:  
Cruz Maria and Miguel Arellano  
25 Bluestone Ave  
Yerington, NV 89447
  - e. Requested action(s): We request dismissal of Cruz Maria and Miguel Arellano.

102) Baumgartner, Beverly I.; *see* Paul and Leonor McCain, above at Nos. 70 and 71.

- a. Address for service: Beverly I. Baumgartner  
1280 Canvas Back Drive  
Carson City, NV 89701

103) Baumgartner, John G.; *see* Paul and Leonor McCain, above at Nos. 70 and 71.

- a. Address for service: John G. Baumgartner  
1280 Canvas Back Drive  
Carson City, NV 89701

104) Bawden, J.F.; *see* Fairfield Topaz LLC, above at No. 61.

105) Bellew, Daniel T. (and Estate of);

- a. Basis for inclusion: CMO 3c
- b. Status of service: While the United States was in the process of making personal service on the Estate of Daniel T. Bellew, evidence of a transfer of interest came to our attention. Salley Cramer, nee Bellew, was personally served on December 16, 2008 and Robert Cramer was personally served on January 4, 2009. *See* Exhibit 105. The personal service on Robert Cramer and Salley Cramer will be included in the next Proof of Service Report.
- c. Counsel: None indicated.
- d. Address for service: Estate of Daniel T. Bellew  
7 Stanley Lane  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of Daniel T. Bellew and the Estate of Daniel T. Bellew, the substitution of Robert Cramer and a name change in the caption from Salley Bellew to Salley Cramer.

106) Bemis, Jack L.;

- a. Basis for inclusion: CMO 3d
- b. Status of service: Further research shows that all water rights have been transferred to Patricia Motley, who is already party to this action. *See* Fourth Service Report, Forth Service Order (Att. B-32).
- c. Counsel: None indicated.

- d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of Jack L. Bemis.
- 107) Beronio Family 1995 Trust;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have concluded that the Beronio Family 1995 Trust does not meet requirements of the Case Management Order and was served in error.
  - c. Counsel: None indicated.
  - d. Address for service:  
Beronio Family 1995 Trust  
David J. and Kari R. Beronio, Trustees  
1661 Carlson Drive  
Gardnerville, NV 89410
  - e. Requested action(s): We request the dismissal of the Beronio Family 1995 Trust.
- 108) Berryhill, Nita M.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Further research shows that Nita M. Berryhill has transferred her interest to John Spagnol and the Estate of Dona Spagnol, who are already parties to this proceeding. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-181, 182).
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of Nita M. Berryhill.
- 109) Brownell, Camella M.; *see* Dean G. Brownell, below.
- 110) Brownell, Dean G.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have concluded that Camella M. Brownell, Dean G. Brownell and Lucille G. Nall do not meet the requirements of the Case Management Order and were served in error.

c. Counsel: None indicated.

d. Address for service:

Camella M. and Dean G. Brownell  
Lucille G. Nall  
4233 Raptor Drive  
Stockton, CA 95209

e. Requested action(s): We request the dismissal of Camella M. Brownell, Dean G. Brownell and Lucille G. Nall.

111) Clark, Estate of Bruce;

a. Basis for inclusion: CMO 3b and 3c

b. Status of service: Further research shows that all of Bruce Clark's water rights revert to Patricia D. Clark, who is a joint tenant with the right of survivorship. Patricia D. Clark is already a party to this proceeding. *See* Third Service Report; Third Service Order (Att. B-69).

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of the Estate of Bruce Clark.

112) Clements Family Trust; *see* Jon and Molly Park, above at Nos. 77 and 78.

a. Address for service: Address unknown

113) William G. Cremetti Trust;

a. Basis for inclusion: CMO 3a and 3c

b. Status of service: Further research shows that rights have been transferred to Yerington Ventures, LLC., Jim Snyder and Lucy Rechel. *See* Ninth Service Report; Ninth Service Order (Att. B-174) for the status of Yerington Ventures; Fourteenth Service Report, Fourteenth Service Order (Att. B-177), for status of Jim Snyder; and Fourth Service Report; Fourth Service Order (Att. B-63) for status of Lucy Rechel (nee Snyder).

c. Counsel: None indicated.

- d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of the William G. Cremetti Trust.
- 114) Dacquisto, Anthony D.; *see* Josie Dacquisto, below.
- 115) Dacquisto, Dominic; *see* Josie Dacquisto, below.
- 116) Dacquisto, Josie;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Review of our files show that defendants do not meet the requirements of the Case Management Order.
  - c. Counsel: None indicated.
  - d. Address for service:  
Anthony D. Dacquisto  
Dominic Dacquisto  
Josie Dacquisto  
3692 Quail Run Way  
Wellington, NV 89444
  - e. Requested action(s): We request dismissal of Anthony D. Dacquisto, Dominic Dacquisto and Josie Dacquisto.
- 117) Day, Kelli A.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Further research shows that all rights have been transferred to Carole and Ralph Rogers, who are already parties to this action. *See* Fifth Service Report; Fifth Service Order (Att. B-90, 91).
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request the dismissal of Kelli Day.
- 118) Day, Jr., Robert H.;
- a. Basis for inclusion: CMO 3c

b. Status of service: Further research after personal service on September 12, 2007, showed that Mr. Day's water rights have been transferred to Carole and Ralph Rodgers, who are already part of this proceeding. *See* Fifth Service Report; Fifth Service Order (Att. B-90, 91).

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of Robert H. Day, Jr.

119) Debrick, Verna N.;

a. Basis for inclusion: CMO 3a and 3c

b. Status of service: Further research shows that rights have been transferred to Yerington Ventures, LLC., Jim Snyder and Lucy Rechel. *See* Ninth Service Report; Ninth Service Order (Att. B-174) for the status of Yerington Ventures; Fourteenth Service Report, Fourteenth Service Order (Att. B-177), for status of Jim Snyder; and Fourth Service Report; Fourth Service Order (Att. B-63) for status of Lucy Rechel (nee Snyder).

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of Verna N. Debrick.

120) Del Porto, Cherryl A.; *see* Del Porto Family Trust, above at No. 8.

121) Del Porto, Daniel E.; *see* Del Porto Family Trust, above at No. 8.

122) Del Porto, Julie A.; *see* Del Porto Family Trust, above at No. 8.

123) Dressler, Tonja; *see* Robert and Anna Shorr, above at Nos. 85 and 86.

124) Dressler, Roxanne; *see* Robert and Anna Shorr, above at Nos. 85 and 86.

125) Dressler; DeVere F.; *see* Robert and Anna Shorr, above at Nos. 85 and 86.

126) Eckel, Estate of Edgar S.; *see* Estate of Mary V. Eckel, below.

127) Eckel, Estate of Mary V.;



- a. Basis for inclusion: CMO 3c
- b. Status of service: Further research shows all rights have been abrogated. *See* Exhibit 126/127.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request the dismissal of the Estates of Edgar S. and Mary V. Eckel.

128) Erbin, Don;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Further research shows that Don Erbin is deceased and was served in error. He has been off the title to the property prior to our service. All the current owners are already party to this action.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Don Erbin.

129) Faacks, Billie Jean; *see* Kenneth Faacks, below.

130) Faacks, Kenneth;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Further research shows that the property was transferred to Jerry R. and Jeannie A. Sapp, who are parties and were served by mail on May 20, 2008, and personally served on August 11, 2008. Jerry R. and Jeannie A. Sapp will be included in the next Proof of Service Report. *See* Exhibit 129/130.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Billie Jean and Kenneth Faacks.

131) Fannin, Glenn D.; *see* Michael L. and Nancy Bradley, above at Nos. 49 and 50.

132) Fannin, Tracy L.; *see* Michael L. and Nancy Bradley, above at Nos. 49 and 50.

131) Fousekis, Susana C.;

a. Basis for inclusion: CMO 3a

b. Status of service: We were contacted by James Fousekis, who reported that his wife is deceased and requested her dismissal from this proceeding. We confirmed this information. *See* Exhibit 131.

c. Counsel: None indicated.

d. Address for service: James Fousekis  
2848 Garber Street  
Berkeley, CA 94705

e. Requested action(s): We request the dismissal of Susana C. Fousekis.

132) Funez, Roy J.;

a. Basis for inclusion: CMO 3c

b. Status of service: After further research, we have determined that Mr. Funez does not meet the requirements of the Case Management Order.

c. Counsel: None indicated.

d. Address for service: Address unknown, service by mail returned by US Postal Service as undeliverable.

e. Requested action(s): We request dismissal of Roy J. Funez.

133) Gonzalez, Maria Camargo;

a. Basis for inclusion: CMO 3c

b. Status of service: After further research, it was determined that Maria Camargo Gonzalez is no longer on the title to the property. Armando Landeros is the current owner and was served by mail on January 25, 2008, and personally served on October 22, 2008. Armando Landeros will be included in the next Proof of Service Report.

c. Counsel: None indicated.

- d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of Maria Camargo Gonzalez.
- 134) Grant, Kathy;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: The property in question was owned by Kathy Grant and No Worries, LLC and has been sold to Gary and Phyllis Berrington, who are already parties to this action. *See* Proof Report 1, Docket #717; Minutes of the Court dated September 28, 2009 deeming service of Docket #717 complete, for the status of Gary Berrington and Phyllis (aka Susan) Berrington; also Eleventh Service Report; Eleventh Service Order (Att. B-9) for Phyllis (aka Susan) Berrington; and No Worries, LLC, below.
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of No Worries, LLC and Kathy Grant.
- 135) Ernest Groso and Maxine Jo Groso Family Trust Agreement dtd 6/8/2000; *see* Speedway Plaza LLC, above at No. 88.
- a. Address for service: Ernest Groso and Maxine Jo Groso Family Trust Agreement  
PO Box 281384  
Lamoille, NV 89828
- 136) Haight, Sonnie L.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Sonnie L. Haight is deceased and no longer on the title of the property in question. Sonnie L. Haight's spouse, Theodore Height, was personally served on August 8, 2006, as shown in Proof Report 2 and Notice of Appearance submitted to the Court September 12, 2006, Document No. 979. *See* Affidavit of Surviving Joint Tenant, Exhibit 136.
  - c. Counsel: John W. Howard, Esq.  
625 Broadway, Ste. 1206  
San Diego, CA 92101.

- d. Address for service: Theodore Haight  
c/o John W. Howard, Esq.  
625 Broadway, Ste. 1206  
San Diego, CA 92101
- e. Requested action(s): We request the dismissal of Sonnie L. Haight.

137) Hamlett Group LTD Partnership;

- a. Basis for inclusion: CMO 3c
- b. Status of service: All water rights have been transferred to Suzanne and Daren Kelton, who are already parties in this action. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-79, 80).
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request the dismissal of Hamlett Group LTD Partnership.

138) Judith Hammond Revocable Living Trust;

- a. Basis for inclusion: CMO 3a
- b. Status of service: The Judith Hammond Revocable Living Trust filed a Notice of Change of Ownership of Water Right. The current owner, Martiniano Hernandez-Guerrero, aka Martiniano Hernandez, has appeared in this proceeding. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-62); Exhibit 138.
- c. Counsel: None indicated.
- d. Address for service: Judith Hammond Revocable Living Trust  
Judith Hammond, Trustee  
29 Van Fleet Lane  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of the Judith Hammond Revocable Living Trust.

139) John R. Hargus and Adah M. Blinn Trust; *see* Robert Lewis Cooper, above at No. 56.

- a. Address for service: unknown

140) The Ben and Linda Harrison Trust; *see* William A. Park, above at No. 79.

- a. Address for service: The Ben and Linda Harrison Trust  
c/o Linda Park, Trustee  
PO Box 82  
Smith Valley, NV 89430

141) Hartman, Charles J.; *see* the Mary A. Hartman Family Trust, above at No. 18.

142) Hartman, Mary A.; *see* the Mary A. Hartman Family Trust, above at No. 18.

143) Hern, Michael J.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, it has been determined that Michael J. Hern was served in error.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Michael J. Hern.

144) Hernandez, Guadalupe;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, we have concluded that Ms. Hernandez does not meet the requirements of the Case Management Order and was served in error.
- c. Counsel: None indicated.
- d. Address for service: Guadalupe Hernandez  
35- C Buffalo Lane  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of Guadalupe Hernandez.

145) Hernandez, Juan P.; *see* Obdulia A. Hernandez, below.

146) Hernandez, Obdulia A.;

- a. Basis for inclusion: CMO 3c

b. Status of service: After further research, we have concluded that Juan P. and Obdulia A. Hernandez do not meet the requirements of the Case Management Order and were served in error.

c. Counsel: None indicated.

d. Address for service: Juan P. and Obdulia A. Hernandez  
17 Bridge Street  
Yerington, NV 89447

e. Requested action(s): We request the dismissal of Juan P. and Obdulia A. Hernandez.

147) Hiskett, Michael; *see* Richard Kevin Hiskett, below.

148) Hiskett, Richard Kevin;

a. Basis for inclusion: CMO 3c

b. Status of service: After further research, we have concluded that the Hisketts do not meet the requirements of the Case Management Order.

c. Counsel: None indicated.

d. Address for service: Richard Kevin Hiskett  
Michael Hiskett  
47 Whiteface Lane  
Yerington, NV 89447

e. Requested action(s): We request the dismissal of Richard Kevin Hiskett and Michael Hiskett.

149) Huuha, Paul A.; *see* Michael and Esther Lamb, above at Nos. 64 and 65.

150) Jackson, Estate of Robert E.;

a. Basis for inclusion: CMO 3c

b. Status of service: After service, Mattie Melton sent us a copy of Mr. Jackson's Death Certificate. County records show that Mr. Jackson is no longer on the title of the relevant property after distribution of the estate. Mattie Melton received the relevant property from Mr. Jackson's Estate. She was personally served on November 12, 2006, and will be included in the next Proof of Service Report. *See* Exhibit 150.

- c. Counsel: None indicated.
- d. Address for service: Estate of Robert E. Jackson  
1243 HWY 208  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of Robert E. Jackson.

151) Jones, Marjorie A.;

- a. Basis for inclusion: CMO 3a and 3c
- b. Status of service: Further research shows that the water rights have been transferred to William and Lorraine Manha, who were personally served on December 12, 2008, and will be included in the next Proof of Service Report.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Marjorie A. Jones.

152) Klose, Lyle E.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, we concluded that Lyle E. Klose does not meet the requirements of the Case Management Order and was served in error.
- c. Counsel: None indicated.
- d. Address for service: Lyle E. Klose  
5 Copperbelt Ridge Road  
Yerington, NV 89447
- e. Requested action(s): We request the dismissal of Lyle E. Klose.

153) Knapp, Dennis R.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Further research determines that Dennis R. Knapp does not meet the requirements of the Case Management Order.

- c. Counsel: None indicated.
  - d. Address for service: Dennis R. Knapp  
9 Palomino Drive  
Yerington, NV 89447
  - e. Requested action(s): We request dismissal of Dennis R. Knapp.
- 154) Knisley, Richard D.; *see* Rosanna M. Knisley, below.
- 155) Knisley, Rosanna M.;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: Further research shows that the Knisleys' right has been transferred and that the current owner, Sierra Nevada Geothermal, Inc., is already party to this action. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-169).
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of Richard D. & Rosanna M. Knisley.
- 156) Logan H. & Madge M. Knox Revocable Trust;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, it was determined that the property owned by Logan H. & Madge M. Knox Revocable Trust has transferred to Stephanie and Shaun Black, who were served by mail on May 20, 2008 and personally served on July 28, 2008 and will be included in the next Proof of Service Report.
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of the Logan H & Madge M Knox Revocable Trust.
- 157) Lang, Nancy; *see* Stephen Lang, below.
- 158) Lang, Robert; *see* Stephen Lang, below.



159) Lang, Stephen;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further review, it was determined that the Langs do not meet the requirements of the Case Management Order and were served in error.
- c. Counsel: None indicated.
- d. Address for service:  
Stephen Lang  
Robert Lang  
Nancy Lang  
699 Marron Way  
Gardnerville, NV 89410
- e. Requested action(s): We request dismissal of Nancy Lang, Robert Lang and Stephen Lang.

160) Lemos, Carroll J.; *see* Milton Lemos, below.

161) Lemos, Milton.

- a. Basis for inclusion: CMO 3c
- b. Status of service: Mrs. Carroll Lemos returned a Notice of Change of Ownership of Water Right form without identifying the transferee of the water right. Further research shows that the land appurtenant to the Lemos Certificate is owned by Rodney J. Lemos, Danny H. Lemos and Guy F. Lemos, who are already parties to this action. Our records show that Milton Lemos is deceased. *See* Seventh Service Report; Seventh Service Order (Att B-103) for the status of Rodney J. Lemos. *See* Proof Report 3, Docket No. 1375 for the status of Guy F. Lemos. Danny H. Lemos was personally served on Dec. 12, 2008 and will be included in the next Proof of Service Report. *See* Exhibit 160/161.
- c. Counsel: None indicated.
- d. Address for service: Mrs. Carroll J. Lemos  
PO Box 220  
Long Barn, CA 95335
- e. Requested action(s): We request the dismissal of Carroll J. and Milton J. Lemos.

162) Little, Bonnie; *see* David Little Jr., below.

163) Little Jr., David;

- a. Basis for inclusion: CMO 3a
- b. Status of service: David Little Jr. and Bonnie Little submitted a Notice of Change of Ownership of Water Right form. The water rights have been transferred to David M. and Sherrie L. Little, who then transferred all rights to their trust, the David M. Little Family Trust Agreement, which is already party to this action. *See* Fifth Service Report; Fifth Service Order (Att. B-72). *See* Exhibit 162/163.
- c. Counsel: None indicated.
- d. Address for service: Bonnie and David Little, Jr.  
350 Densmore Lane  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of David Little Jr. and Bonnie Little.

164) Lubbe, Gregg E.; *see* Lubbe Family Trust, above at No. 66.

165) Lubbe, Shelly M.; *see* Lubbe Family Trust, above at No. 66.

166) MacMannus, Leslie; *see* the JL Olson Family Trust dtd 4/5/2007, above at No. 76.

167) Metallic Ventures (US), Inc., *see* Antler Peak Gold Inc., above at No. 45.

168) Micke, Rhonda J.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: Upon further investigation, Ms. Micke does not meet the requirements of the Case Management Order.
- c. Counsel: None indicated.
- d. Address for service: Rhonda J. Micke  
34 Locus Dr.  
Yerington, NV 89447
- e. Requested action(s): We request dismissal of Rhonda J. Micke.

169) Moody, John W.; *see* Kristine R. Moody, below.

170) Moody, Kristine R.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, we conclude that John W. and Kristine R. Moody do not meet the requirements of the Case Management Order and were served in error.
- c. Counsel: None indicated.
- d. Address for service: John W. and Kristine R. Moody  
751 Pinto Circle  
Gardnerville, NV 89410
- e. Requested action(s): We request dismissal of John W. and Kristine R. Moody.

171) Moon, Aaron;

- a. Basis for inclusion: CMO3c
- b. Status of service: After personal service on March 6, 2008, it was determined that Aaron Moon was no longer on the title to the property. The current owner, Victoria Moon, is already a party to this action. *See* Eleventh Service Report; Eleventh Service Order (Att. B-85). *See* Exhibit 171.
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Aaron Moon.

172) Moore, Ronald; *see* Vickie Moore, below.

173) Moore, Vickie;

- a. Basis for inclusion: CMO 3c
- b. Status of service: The property owned by the Moores has been sold and the new owners, LuVerne and Sherrie Barton, are already parties to this action. *See* above at No. 5 for the status of Sherrie Barton. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-8), for the status of LuVerne Barton.
- c. Counsel: None indicated.
- d. Address for service: Address unknown

- e. Requested action(s): We request dismissal of Ronald and Vickie Moore.
- 174) Muir, Marjorie R.; *see* Thomas K. Muir, below.
- 175) Muir, Thomas K.;
  - a. Basis for inclusion: CMO 3a and 3c
  - b. Status of service: Property and water rights have transferred to the Cary and Cheryl Towery Family Revocable Trust, which is already a party to this action. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-191).
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of Marjorie R. and Thomas K. Muir.
- 176) Nall, Lucille G.; *see* Dean G. Brownell.
- 177) Nevada Onion, Inc.;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, it has been determined that the water rights associated with this defendant were leased from the Harriet Barber Revocable Trust and do not meet the requirements of the Case Management Order. *See* Proof Report 1, Docket #717; *Minutes of the Court* dated September 28, 2009 deeming service of Docket #717 complete for the status of the Harriet Barber Revocable Trust.
  - c. Counsel: None indicated.
  - d. Address for service: Nevada Onion, Inc.  
165 West Liberty St., Suite 210  
Reno, NV 89501
  - e. Requested action(s): We request dismissal of Nevada Onion, Inc.
- 178) No Worries, LLC; *see* Kathy Grant, above at No. 134.
- 179) O'Sullivan Plastics Corporation; *see* J.R. Benton, LLC., above at No. 48.
- 180) Pangburn, Linda J.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, we have concluded that Linda J. Pangburn does not meet the requirements of the Case Management Order and was served in error.
- c. Counsel: None indicated.
- d. Address for service: Linda J. Pangburn  
3560 Parque Verde Lane  
Reno, NV 89502
- e. Requested action(s): We request the dismissal of Linda J. Pangburn.

181) Petrak, Jack R.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: After further research, we have concluded that Mr. Petrak does not meet the requirements of the Case Management Order and was served in error.
- c. Counsel: None indicated.
- d. Address for service: Jack R. Petrak  
142 Pecora Way  
Menlo Park, CA 94028
- e. Requested action(s): We request the dismissal of Jack R. Petrak.

182) Prouty Revocable Living Trust; *see* James Doyle Swofford, above at No. 91.

- a. Address for service: Prouty Revocable Living Trust  
PO Box 2153  
Minden, NV 89423

183) Ramirez, Antonio; *see* Maria A. Ramirez, below.

184) Ramirez, Maria A.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: The Ramirezs were incorrectly served as the assessed owners of a water right. The legal owners of the water right, Donald & Rosemary Petersen, are already parties to this action. *See* Eleventh Service Report, Eleventh Service Order (Att.

B-96) for the Status of Rosemary Petersen. Donald Petersen is deceased and his estate was served by mail on May 20, 2008.

- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of Maria A. and Antonia Ramirez.

185) Ruby C. Regan Trust;

- a. Basis for inclusion: CMO 3a and 3c
- b. Status of service: Further research shows that all rights have been transferred to Yerington Ventures, LLC., which is already a party to this action. *See* Ninth Service Report, Ninth Service Order (Att. B-174).
- c. Counsel: None indicated.
- d. Address for service: Address unknown
- e. Requested action(s): We request dismissal of the Ruby C. Regan Trust.

186) Robertson, Ellen A.; *see* Michael E. Robertson, below.

187) Robertson, Michael E.;

- a. Basis for inclusion: CMO 3c
- b. Status of service: This property was served in error and does not meet the requirements of the Case Management Order.
- c. Counsel: None indicated.
- d. Address for service: Ellen A. and Michael E. Robertson  
1411 Gorge Rd.  
Bishop, CA 93514
- e. Requested action(s): We request that Ellen A. and Michael E. Robertson be dismissed.

188) Carole A. Romine Trust;

- a. Basis for inclusion: CMO 3c

b. Status of service: After service by mail was returned by the US Postal Service, further research shows that the Carole A. Romine Trust has transferred rights to the Cathy L Kerrigan Trust DTD 12/16/05. The Cathy L Kerrigan Trust DTD 12/16/05 was personally served on October 5, 2008.

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of the Carole A. Romine Trust DTD 12/16/05.

189) Sanderson, Mildred I.;

a. Basis for inclusion: CMO 3c

b. Status of service: Mildred I. Sanderson returned a Disclaimer of Interest form stating that the property has been sold. Further research shows that the Ground Water Certificate in Ms. Sanderson's name has been relinquished to Mineral County to serve local subdivisions. *See* Exhibit 189.

c. Counsel: None indicated.

d. Address for service: Mildred I. Sanderson  
1206 N. Van Marter Road  
Spokane, WA 99206

e. Requested action(s): We request dismissal of Mildred I. Sanderson.

190) Sayce, Michael R.; *see* Shannon L. Sayce, below.

191) Sayce, Shannon L.;

a. Basis for inclusion: CMO 3g

b. Status of service: Water rights have been transferred to Cora Towe, who is party to this action. *See* Fourteenth Service Report, Fourteenth Service Order (Att. B-190), for the status of Cora Towe.

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of Shannon L. and Michael R. Sayce.

192) Schroder, Austin R.; *see* Julia G. Schroder, below.

193) Schroder, Julia G.;

a. Basis for inclusion: CMO 3c

b. Status of service: Austin R. and Julia G. Schroder returned Disclaimer of Interest forms with letters stating they have no well and receive their water from a “community well owned by Marianne Leinassar.” The Lyon County web site shows the Schroder's property as having a well. Further research on well drillers logs shows no well for the area of the Schroder's property. The Schroders also submitted Waiver of Service and Notice of Appearance forms. Marianne F. Leinassar is a defendant in this action. *See* Second Service Report, Second Service Order (Att. B-6). *See* Exhibits 192 and 193.

c. Counsel: None indicated.

d. Address for service: Austin R. and Julia G. Schroder  
440 West O'Farrell Street  
San Pedro, CA 90731

e. Requested action(s): We request dismissal of Austin R. And Julia G. Schroder.

194) Donna R. Schuster Family Trust; *see* Adam E. Anderson, above at No. 43.

a. Address for service: Donna R. Schuster Family Trust  
4850 Idlewild Dr.  
Reno, NV 89509

195) Smith, Grant B.; *see* Grant B. and Gaila M. Smith 1996 Revocable Trust, above at No. 87.

196) Smith, Gaila M.; *see* Grant B. and Gaila M. Smith 1996 Revocable Trust, above at No. 87.

197) Sundance Feedlot, Inc.;

a. Basis for inclusion: CMO 3a

b. Status of service: Documents from WRID show these rights have been transferred to Centennial Livestock, which is a party to this action. *See* Proof Service Report 3.

c. Counsel: None indicated.

d. Address for service: Address unknown



- e. Requested action(s): We request dismissal of Sundance Feedlot, Inc.
- 198) Swainston, George W.; *see* Annette Swainston, above at No. 90.
- a. Address for service: Swainston Family Trust Agreement  
c/o Larry Sankovick  
100 West Liberty, Suite 690  
Reno, NV 89501
- 199) Talbott, Amos; *see* Jennifer Talbott, below.
- 200) Talbott, Jennifer;
- a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have determined that Amos and Jennifer Talbott do not meet the requirements of the Case Management Order.
  - c. Counsel: None indicated.
  - d. Address for service: Amos and Jennifer Talbott  
PO Box 515  
Grandview, ID 83624
  - e. Requested action(s): We request dismissal of Amos Talbott and Jennifer Talbott.
- 201) Vorhies, Victoria E.; *see* BT Holdings, LLC, above at No. 53.
- 202) Vorhies, Jr., William L.; *see* BT Holdings, LLC, above at No. 53.
- 203) Walsh, Stephen L.;
- a. Basis for inclusion: CMO 3a
  - b. Status of service: Stephen L. Walsh returned a Notice of Change of Water Right form with a Quit Claim deed to Janine Y. Walsh, who is party to this action. *See* above at No. 40 for status on Janine Y. Walsh. *See* Exhibit 203.
  - c. Counsel: None indicated.
  - d. Address for service: Stephen L. Walsh  
1521 W. High Pointe Ct.  
Minden, NV 89423

- e. Requested action(s): We request dismissal of Stephen L. Walsh.
- 204) Weller, Bessie; *see* William Weller, below.
- 205) Weller, William;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: Research shows that William and Bessie Weller transferred their property to Frederick Sellers, who is already a party to this action. *See* Thirteenth Service Report, Thirteenth Service Order (Att. B-46).
  - c. Counsel: None indicated.
  - d. Address for service: Address unknown
  - e. Requested action(s): We request dismissal of William and Bessie Weller.
- 206) Weller, Harold; *see* Patricia Weller, below.
- 207) Weller, Patricia;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have concluded that Harold and Patricia Weller do not meet the requirements of the Case Management Order and were served in error.
  - c. Counsel: None indicated.
  - d. Address for service:

Harold and Patricia Weller  
58 Whiteface Lane  
Yerington, NV 89447
  - e. Requested action(s): We request the dismissal of Harold and Patricia Weller.
- 208) Wilkins, Colin; *see* Gale Wilkins, below.
- 209) Wilkins, Gale;
  - a. Basis for inclusion: CMO 3c
  - b. Status of service: After further research, we have learned that the well on the property is owned by Lyon County, which is already a party to this action. *See* First

Service Report, Supplemental Order Concerning First Service Report (Att. 21).

c. Counsel: None indicated.

d. Address for service: Colin and Gale Wilkins  
62 Whiteface Lane  
Yerington, NV 89447

e. Requested action(s): We request dismissal of Gale and Colin Wilkins.

210) Yeagley, June I.; *see* Paul T. Yeagley, below.

211) Yeagley, Paul T.;

a. Basis for inclusion: CMO 3c

b. Status of service: Paul T and June I Yeagley returned a Disclaimer of Interest form. The property and water rights are currently held by Yerington Enterprises, which is already a party to this action. *See* Thirteenth Service Report; Thirteenth Service Order (Att. B-52); Exhibits 210 and 211.

c. Counsel: None indicated.

d. Address for service: June I and Paul T. Yeagley  
8815 Central Ave.  
Orangevale, CA 95662

e. Requested action(s): We request dismissal of Paul T. and June I. Yeagley.

212) Yerington Church of Christ;

a. Basis for inclusion: CMO 3c and 3g

b. Status of service: Water rights have been transferred to Kurt and Nancy Werner, who are parties to this action and were personally served on August 30, 2007 and will be included in the next service report.

c. Counsel: None indicated.

d. Address for service: Address unknown

e. Requested action(s): We request dismissal of Yerington Church of Christ.

213) Zarazua-Mata, Abel; *see* Rafaela Zarazua-Mata, below.

214) Zarazua-Montes, Liboria; *see* Rafaela Zarazua-Mata, below.

215) Zarazua-Mata, Rafaela;

a. Basis for inclusion: CMO 3c

b. Status of service: After further research, we have concluded that Liboria Zarazua-Montes, Rafaela Zarazua-Mata and Abel Zarazua-Mata do not meet the requirements of the Case Management Order and were served in error.

c. Counsel: None indicated.

d. Address for service: Rafaela Zarazua-Mata  
Abel Zarazua-Mata  
Liboria Zarazua-Montes  
36 Cheryl Lane  
Yerington, NV 89447

e. Requested action(s): We request that Liboria Zarazua-Montes, Rafaela Zarazua-Mata and Abel Zarazua-Mata be dismissed.

216) Zlendick, Don R.; *see* Richard L. and Susan Eberhardt, above at Nos. 59 and 60.

217) Zlendick, Gayle K.; *see* Richard L. and Susan Eberhardt, above at Nos. 59 and 60.

#### Part Four: Address Changes

218) Hiskett, Carl; *see* Phyllis Hiskett, below.

219) Hiskett, Phyllis;

Notice of Appearance forms provided the following address change. *See* Exhibit 218/219.

Address: Carl and Phyllis Hiskett  
PO Box 1317  
Yerington, NV 89447

220) Kraske, Jack; *see* Sandra Kraske, below.

221) Kraske, Sandra;

Documents sent to the address noted in the Thirteenth Service Report have been returned

by the United States Postal Service marked “no mail receptacle.” The Kraske’s mailing address is noted below.

Address: Jack and Sandra L. Kraske  
PO Box 293  
Rosamond, CA 93560

222) Renner, Don W.; *see* Lashele M. Renner, below.

223) Renner, Lashele M.;

A Notice of Appearance form has been filed with the Court by John P. Schlegelmilch, Esq. The Renners were deemed served in the Ninth Service Order (Att. B-123, 124). *See* Exhibit 222/223.

Counsel: John P. Schlegelmilch, Esq.  
30 Broadway Ave.  
Yerington, NV 89447

224) Wooldridge Family Trust dtd 9/13/1988;

We received a phone call from Tom Wooldridge to notify us of his address change.

Wooldridge Family Trust dtd 9/13/1988  
281 Mercedes Lane  
Arroyo Grande, CA 93420

### CONCLUSION

We ask the Court to approve the above service efforts and requested amendments, corrections and additions to the Caption as set forth herein. A proposed *Order Concerning Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* will be submitted to the Court following receipt of any comments and corrections to this Service Report.

Dated: March 5, 2010

Respectfully submitted,

DANIEL G. BOGDEN, U.S. Attorney  
Greg Addington, Assistant United States Attorney

IGNACIA S. MORENO, Asst. Attorney General  
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By: /s/ Susan L. Schneider

Susan L. Schneider

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